

STATE OF WASHINGTON



OFFICE OF
INSURANCE COMMISSIONER

In the Matter of)
) No. D 05 - 112
)
 Donald M. Swanson,) STIPULATION AND ORDER
) LEVYING A FINE
)
 Licensee.)

STIPULATION BY AGENT

Donald M. Swanson, ("licensee") hereby stipulates to the payment of a fine in the total amount of \$ 500 based on the following facts which are hereby acknowledged. Licensee further stipulates and agrees that he will comply with Washington insurance laws and regulations in the future.

Licensee completed a National Western Life Insurance Company (National) annuity application for Berniece A. Krom on or about February 1, 2001. The licensee indicated on the application that it was signed at Moscow, Idaho. However the initial sales presentation and delivery of the annuity took place in the home of Mrs. Krom at Colfax, Washington. National has since refunded the entire premium to Mrs. Krom without penalty. The annuity sold by the licensee to Mrs. Krom was not approved for sale in Washington. This transaction violated RCW 48.30.090.

The licensee has engaged in practices that are not in accord with the standards set out in the insurance code of Washington. Accordingly, the licensee enters this Stipulation to the following Order voluntarily and with the understanding that such fine is in lieu of any suspension or revocation of the licensee's license for such conduct. The facts described above, and the fact of this stipulation, may be considered by the Commissioner in any future administrative actions regarding licensee.

Signed this _____ day of _____, 2005.

By: _____

Donald M. Swanson

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ORDER

Pursuant to RCW 48.17.560 and the foregoing Stipulation, the Commissioner hereby imposes a fine in the amount of \$ 500 upon Donald M. Swanson.

The fine shall be paid in full within 30 days from the date of this Order. Upon failure to pay the fine, the Commissioner will revoke the license of the licensee and the fine will be recoverable in a civil action brought on behalf of the Commissioner by the Attorney General.

ENTERED AT TUMWATER, WASHINGTON, this 8th day of April, 2005

MIKE KREIDLER
Insurance Commissioner

By

JOHN F. HAMJE
Deputy Insurance Commissioner
Consumer Protection Division

Investigator: Tom Talarico